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Docket No. 60772-PCT-US/JPW/GJG/CSN

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#6

Applicants : Rina Aharoni et al.

Serial No. : 09/768,872

Filed : January 23, 2001

For : TREATMENT OF AUTOIMMUNE CONDITIONS WITH  
COPOLYMER 1 AND RELATED COPOLYMERS AND  
PEPTIDES

08/08/2001 BARRAHAI 00000006 09768872

01 FC:115

110.00 OP

1185 Avenue of the Americas  
New York, New York 10036  
August 1, 2001

Assistant Commissioner for Patents  
Washington, D.C. 20231

ATTN: Box Missing Parts

Sir:

**COMMUNICATION IN RESPONSE TO MAY 31, 2001 NOTICE TO  
FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING  
DATE GRANTED AND REQUEST FOR A ONE-MONTH EXTENSION OF TIME**

This Communication is submitted in response to a May 31, 2001 Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the May 31, 2001 Notice was due July 31, 2001. Applicant hereby petitions for a one-month extension of time from July 31, 2001 to August 31, 2001. The required fee for a one-month extension of time is \$110.00 and a check in this amount is enclosed. Therefore, a response to the May 31, 2001 Notice to File Missing Parts is now due August 31, 2001 and this Amendment is being timely filed.

The Notice to File Missing Parts of Application indicates that the oath or declaration is unsigned. Applicants attach hereto a copy of the Notice as **Exhibit A**. In response, applicants submit as **Exhibit B** hereto a signed Declaration and Power of

Applicant : Rina Aharoni et al.  
Serial No. : 09/768,872  
Filed : January 23, 2001  
Page : 2

Attorney pursuant to 37 C.F.R. §1.53(f). In compliance with 37 C.F.R. §1.63, the Declaration refers to the application's above-identified serial number and filing date.

The Notice to File Missing Parts of Application also indicates that the drawings are not electronically reproducible. Specifically, the drawing sheets are not on paper which is flexible, strong, white, smooth, non-shiny and durable. In response, applicants submit as **Exhibit C** hereto twelve (12) sheets of corrected formal drawings.

Finally, the Notice to File Missing Parts of Application indicates that the application fails to comply with the requirements of 37 C.F.R. § 1.821-1.825. Specifically, the Notice advises that an initial computer readable form (CFR) copy of the "Sequence Listing", an initial paper or compact disc copy of "Sequence Listing", as well as an amendment directing its entry into the application is required. The Notice also advises that a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and includes no new matter, as required by 37 C.F.R. § 1.821(g). In response, applicants submit as **Exhibit D** hereto an initial paper copy of "Sequence Listing". Applicants note that all sequences in the subject application are identified by sequence identification numbers (SEQ ID Nos), so an amendment directing the entry of the "Sequence Listing" into the application is unnecessary. Applicants submit as **Exhibit E** hereto a Statement in Accordance with 37 C.F.R. § 1.821(g), certifying that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and includes no new matter.

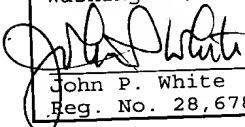
Applicant : Rina Aharoni et al.  
Serial No. : 09/768,872  
Filed : January 23, 2001  
Page : 3

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invite the Examiner to telephone the number provided below.

No fee, other than the enclosed \$130.00 surcharge for a late oath, formal drawings and sequence listing, and the enclosed \$110 fee for the one-month extension of time, is deemed necessary in connection with the filing of this Communication. If any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

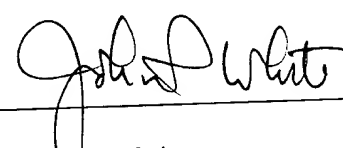
Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231

  
John P. White  
Reg. No. 28,678

Date

8/1/01

  
John P. White  
Registration No. 28,678  
Attorney for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400



#5

Docket No. 60772-PCT-US/JPW/GJG/CSN

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Rina Aharoni et al.  
Serial No. : 09/768,872  
Filed : January 23, 2001  
For : TREATMENT OF AUTOIMMUNE CONDITIONS WITH  
COPOLYMER 1 AND RELATED COPOLYMERS AND  
PEPTIDES

1185 Avenue of the Americas  
New York, New York 10036  
August 1, 2001

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**STATEMENT IN ACCORDANCE WITH 37 C.F.R. §1.821(g)**

In accordance with 37 C.F.R. 1.821(g), I hereby certify that the computer readable form containing the nucleic acid and/or amino acid sequences required by 37 C.F.R. 1.821(g) and submitted herewith includes no new matter and has the same information as the "Sequence Listing", attached hereto as **Exhibit E**.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Christine S. Nickles  
Christine S. Nickles  
c/o Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov



APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/768,872	01/23/2001	Rina Aharoni	60772-PCT-US/JPW/GJC

CONFIRMATION NO. 3801

## FORMALITIES LETTER



\*OC000000006131429\*

Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, NY 10036

08/08/2001 BABRAHAI 00000006 09768872  
02 FC:105 130.00 OP

Date Mailed: 05/31/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/08/2001 BABRAHAI 00000006 09768872  
01 FC:115 110.00 OP

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b),

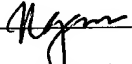
or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE